

# Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  City  Town  Village  
(Select one.)

of Evans

Local Law No. 8 of the year 2023

A local law Rezoning of SBL#206.00-5-37.1 from Rural Residential (RR) to Rural Agriculture (RA)  
(Insert Title)  
See attached

Be it enacted by the Town Board of the  
(Name of Legislative Body)

County  City  Town  Village  
(Select one.)

of Evans as follows:

See Attached

(If additional space is needed, attach pages the same size as this sheet, and number each.)

**TOWN OF EVANS LOCAL LAW #8 OF THE YEAR 2023**

**REZONE – From Rural Residential (RR) to Rural Agriculture (RA)**

**Part of SBL# 206.00-5-37.1**

***ALL THAT TRACT OR PARCEL OF LAND***, situate in the Town of Evans, County of Erie and State of New York, being part of Lot 49, in the 8th Township and 9th Range of the Holland Land Company's Survey and being further bounded and described as follows:

***BEGINNING*** at a point in the center line of Sturgeon Point Road (66.0 feet wide), said point being a distance of 623.41 feet westerly as measured along the center line of Sturgeon Point Road from the intersection point of the center lines of Sturgeon Point Road and Delamater Road (49.50 feet wide);

Thence westerly along the center line of Sturgeon Point Road, a distance of 621.55 feet to a point;

Thence northerly at an interior angle of  $89^{\circ}52'00''$ , a distance of 450.00 feet to a point;

Thence westerly at an exterior angle of  $89^{\circ}52'00''$  and along a line being parallel with Sturgeon Point Road, a distance of 500.00 feet to a point;

Thence northerly at an interior angle of  $89^{\circ}52'00''$ , a distance of 611.19 feet to a point in the southerly line of land deeded to Niagara Mohawk Power Corporation by Deed recorded in the Erie County Clerk's Office in Liber 6547 of deeds at Page 312;

Thence easterly at an interior angle of  $105^{\circ}47'00''$  and along the southerly line of land deeded to Niagara Mohawk Power Corporation as aforesaid mentioned, a distance of 789.02 feet to a point;

Thence southerly at an interior angle of  $90^{\circ}06'00''$  and along a line being parallel with Delamater Road, a distance of 1,323.73 feet to the Point or Place of Beginning.

Containing within said bounds 20.485 acres of land more or less.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

**1. (Final adoption by local legislative body only.)**

I hereby certify that the local law annexed hereto, designated as local law No. 8 of 2023 of the ~~(County)(City)~~(Town)(Village) of Evans was duly passed by the Town Board on August 16 2023, in accordance with the applicable provisions of law.  
*(Name of Legislative Body)*

**2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer\*.)**

I hereby certify that the local law annexed hereto, designated as local law No. 23 of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted *(Elective Chief Executive Officer\*)* on \_\_\_\_\_ 20    , in accordance with the applicable provisions of law.

**3. (Final adoption by referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. *(Elective Chief Executive Officer\*)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.

**4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20\_\_\_\_ of the (County)(City)(Town)(Village) of \_\_\_\_\_ was duly passed by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law. *(Elective Chief Executive Officer\*)*

\* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

**5. (City local law concerning Charter revision proposed by petition.)**

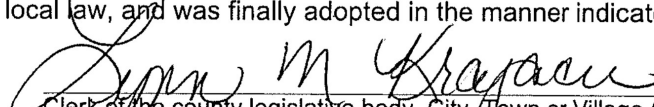
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 20 \_\_\_\_\_, became operative.

**6. (County local law concerning adoption of Charter.)**

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 20 \_\_\_\_ of the County of \_\_\_\_\_ State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 20 \_\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph \_\_\_\_\_ above.

  
Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: 8/17/2023

(Seal)